

State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX - **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

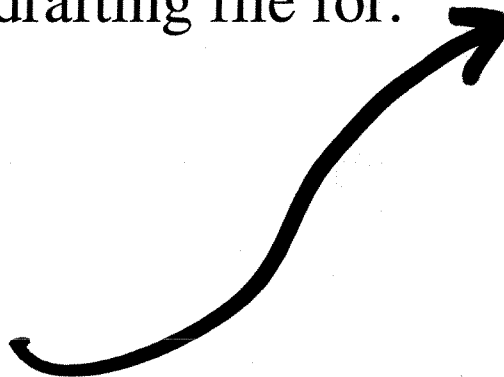
Date Transfer Requested: 07/01/2005 (Per: CMH)



Appendix – Part 01 of 11

☞ The 2005 drafting file for:

LRB 05b0767
LRB 05b0789
LRB 05b0790
LRB 05b0791
LRB 05b0792
LRB 05b0793
LRB 05b0794
LRB 05b0796
LRB 05b0797
LRB 05b0817
LRB 05b0819



has been copied/added to the 2005 drafting file
for **LRB 05b0821**

2005 DRAFTING REQUEST**Senate Amendment (SA-AB100)**

Received: 06/29/2005

Received By: **csundber**Wanted: **As time permits**

Identical to LRB:

For: **Jeff Stone (608) 266-8590**By/Representing: **Marsha Dake**This file may be shown to any legislator: **NO**Drafter: **csundber**

May Contact:

Addl. Drafters:

Subject: **Trade Regulation - other**

Extra Copies:

Submit via email: **YES**Requester's email: **Rep.Stone@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Regional transit authority fees and vehicle rental fees for titling and registering vehicles

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	csundber 06/29/2005			_____			
/1			pgreensl 06/29/2005	_____	sbasford 06/29/2005	sbasford 06/29/2005	

FE Sent For:

<END>

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/?	csundber		g p8	6/25 p8			

FE Sent For:

<END>

Sundberg, Christopher

From: Dake, Marsha
Sent: Wednesday, June 29, 2005 10:59 AM
To: Sundberg, Christopher
Subject: Rep. Stone - AB 100 amendment

Chris,

I understand the item below currently appears in AB 100 as an exception to s.100.18. Representative Stone would like an amendment to AB 100, to be offered in the Senate, that will move this to s. 344.577 (3). I should note this is preliminary language, but I expect to have a final answer on it by noon today.

In addition, Rep, Stone would like to include his other amendment -- LRB b0675, Regional Transit Authority fee -- in this one.

Thank you!

Marsha Dake

Research Assistant, Rep. Jeff Stone

6-8590

VEHICLE RENTAL COMPANIES:

Create s. 344.577 (3) of the statutes to read: **(3) TITLE AND REGISTRATION FEES.** If ~~the~~ rental company or an employee or agent of the rental company disseminates or makes in this state an advertisement or representation that includes a statement of the rental rate for a private passenger vehicle available for rent from a location in this state, and this statement does not include the amount of any title or registration fee the customer must pay to rent the vehicle, the advertisement or representation shall include a statement that the customer must pay a title or registration fee, and the rental company shall notify the customer of the amount of the title or registration fee before the customer enters into the rental agreement.



The Hamilton Consulting Group

Legislative, Regulatory & Information Services

TO: Members, Joint Committee on Finance

FROM: Andy Franken and Amy Boyer, on behalf of
Enterprise Rent-A-Car

DATE: May 9, 2005

RE: **Rental Vehicle Licensing, Title and Registration Recovery Fee**

Representative Stone will offer an amendment that attempts to address the rising costs of vehicle licensing, title and registrations fees for rental car companies in the State of Wisconsin.

Currently, 11 states authorize such a pass through to consumers; Arizona, Connecticut, Hawaii, Minnesota, Nebraska, Nevada, Rhode Island, South Carolina, Tennessee, Texas, and Wyoming. Most states, as in Wisconsin, have no statutory language regarding these fee recoveries. Enterprise Rent-A-Car will not directly pass through these costs unless specifically authorized by state statute.

This motion provides for a mechanism to ensure the collection of such fees does not unduly enrich rental car companies. The mechanism ensures that any excess fees collected under good faith estimation will be earmarked toward lower fees in the following year's fee estimate.

The motion requires rental car companies to report to the Department of Agriculture Trade and Consumer Protection at the end of each calendar year the amount of fees collected and the total cost of licensing, title and registrations fees paid. This oversight will ensure accurate collection of fees and provide protection for consumers.

Rental Vehicle Licensing, Title and Registration Recovery Fee

A company engaged in the rental of motor vehicles is authorized to charge its customers a Vehicle Licensing, Title and Registration Recovery Fee ("Fee") on each rental agreement, which Fee shall represent a portion of the company's estimated costs as imposed by the State of Wisconsin and/or local municipalities for the registration, titling and licensing of its vehicles. If charged, the Fee shall be separately stated and identified as such on the rental agreement. Such Fee shall be estimated by the rental company based upon the estimated annual registration, titling and licensing costs it will incur for its rental fleet in the State of Wisconsin. Fees collected in excess of the actual amount of the licensing, titling and registration costs incurred by the rental company, shall be retained by the rental company and applied towards the recovery of its next year's licensing, titling and registration costs. In such event, the Fee charged by the rental company for the next year shall be estimated in good faith and shall be adjusted to take into account the excess amount collected from the prior year.

Please contact Amy Boyer or Andy Franken at 258-9506 with questions or for further information.

Enterprise Rent-A-Car registers approximately 5500 vehicles in Wisconsin per year and titles approximately 4800. Enterprise currently has 61 locations throughout the state and employs approximately 450.



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBb076770 1

CTS:..... RMNR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SENATE AMENDMENT,

TO 2005 ASSEMBLY BILL 100

1 At the locations indicated, amend the bill as follows:

2 1. Page 249, line 7: delete lines 7 to 12. ✓

3 2. Page 725, line 20: after that line insert: ✓

INSERT

4 3. Page 748, line 13: delete the material beginning with that line and ending
5 with page 749, line 13. 1826L ✓

6 4. Page 749, line 17: before that line insert:

7 "SECTION 1829L. 100.53 of the statutes is created to read:

8 100.53 Vehicle rentals; title and registration fees. (1) In this section:

9 (a) "Rental company" has the meaning given in s. 344.51 (1) (c). ✓

10 (b) "Title or registration fee" means a fee charged by a rental company to
11 recover the cost of registering or obtaining a certificate of title. ✓

(2) No rental company may disseminate or make in this state an advertisement or representation that includes a statement of the rental rate for a private passenger vehicle, as defined in s. 344.57 (4), that is available for rent from a location in this state, unless ^{one} any of the following applies:

(a) The statement of the rental rate includes the amount of any title or registration fee charged by the rental company.

(b) The advertisement or representation includes a statement that the customer must pay a title or registration fee, and the rental company notifies a customer of the amount of the title or registration fee before the customer enters into an agreement with the rental company.”.

5. Page 1042, line 17: delete lines 17 to 19.

(END)

**SENATE AMENDMENT ,
TO 2005 ASSEMBLY BILL 100**

1 ~~At the locations indicated amend the engrossed bill as follows:~~

2 ~~1. Page 725, line 20: after that line insert:~~

3 "(5) A retailer who collects a fee under this subchapter shall identify the fee as
4 a separate item on a receipt the retailer provides to a rental customer."

5 (END)

INSERT



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBb0767/1
CTS:cjs:pg

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